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UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

DITECH FINANCIAL LLC, a foreign
corporation,

Plaintiff,

MEI LIN SHI, an individual; YOU DI
CHEN, an individual; MARYLAND
PEBBLE AT SILVERADO
HOMEOWNERS ASSOCIATION, a
Nevada non-profit corporation; ATC
ASSESSMENT COLLECTION
GROUP, LLC, a foreign limited
liability company; DOES 1 through 10
CORPORATIONS; and DOES and
ROES 1 through 10 individuals,
partnerships, and anyone claiming any
interest to the property described in this
action,

Defendants.

Case No.: 2:16-cv-00008-JCM-CWH

**STIPULATION AND ORDER FOR
VOLUNTARY DISMISSAL
WITHOUT PREJUDICE AND TO
VACATE ATC ASSESSMENT
COLLECTION GROUP, LLC'S
MOTION TO DISMISS COMPLAINT
WITHOUT PREJUDICE**

Defendant, ATC Assessment Collection Group, LLC ("ATC") and Plaintiff
Ditech Financial LLC ("Ditech") (collectively known as the "Parties"), by and through
their respective counsel, do hereby stipulate and agree as follows:

RECITALS

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2 1. Ditech filed this action (the “Federal Matter”) regarding the real property
3 known as 9141 Cedenos Street, Las Vegas, Nevada 89123, with the assessor’s parcel
4 number of 177-22-611-003 (the “Property”), on January 15, 2016, against Mei Lin Shi,
5 You Di Chen, Maryland Pebble at Silverado Homeowners Association, and ATC
6 Assessment Collection Group, LLC.

7 2. ATC filed a motion to dismiss the Federal Matter on or about February 4,
8 2016.

9 3. Subsequent to filing the Federal Matter, Ditech’s counsel became aware
10 of Case No. A-15-729091-C (the “State Matter”) concerning title to the Property, filed
11 on or about December 16, 2015, in the Eighth Judicial District Court, Clark County,
12 Nevada by Mei Lin Shi and You Di Chen;

13 4. No other party has filed a response to the Federal Matter;

14 5. The Parties agree to voluntarily dismiss the Federal Matter without
15 prejudice in order to move forward with the matter in the Nevada state court; and

16 6. The Parties agree that ATC shall withdraw its Motion to Dismiss the
17 Federal Matter without prejudice.

STIPULATIONS

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19 IT IS HEREBY STIPULATED AND AGREED by the Parties that the Federal
20 Matter be voluntarily dismissed without prejudice to allow the Parties to pursue their
21 respective claims and defenses regarding the Property in the State Matter;

22 IT IS FURTHER STIPULATED AND AGREED by the Parties that ATC’s
23 Motion to Dismiss be withdrawn; and

1 IT IS FURTHER STIPULATED AND AGREED by the Parties that all pending
2 hearings and deadlines in this matter be vacated.

3 **IT IS SO STIPULATED.**

4 DATED this 16th day of February, 2016

DATED this 16th day of February, 2016

5 **BROOKS HUBLEY, LLP**

6 **ATC ASSESSMENT COLLECTION
GROUP, INC.**

7 By: Alia A. Najjar

8 By: Bradley Epstein

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Inc.

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12 **ORDER**

13 Based upon the above and foregoing Stipulation between ATC Assessment
14 Collections Group, LLC and Ditech Financial LLC, and good cause appearing:

15 IT IS HEREBY ORDERED that the above-entitled action is voluntarily
16 dismissed without prejudice;

17 IT IS FURTHER ORDERED that ATC's Motion to Dismiss is hereby
18 withdrawn; and

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1 IT IS FURTHER ORDERED that all pending hearings and deadlines in this
2 matter are hereby vacated.

3 DATED February 17, 2016.

4 BY THE COURT:

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7 UNITED STATES DISTRICT JUDGE
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